

WAIVER OF SERVICE OF SUMMONS

TO: Thomas E. Scott, U.S. Attorney, Attorney for Plaintiff United States of America, 124 PM 1:54  
Attn: Mary F. Dooley, AUSA

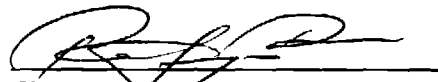
I acknowledge receipt of your request that I waive service of a summons in the action of  
United States v. Rafael O. Alpizar which is case number **00-6031-CIV-GOLD** in the United  
States District Court for the Southern District Of Florida. I have also received a copy of the  
complaint in the action, two copies of this instrument, and a means by which I can return the  
signed waiver to you without cost to me (postage paid return envelope).

I agree to save the cost of service of a summons and an additional copy of the complaint  
in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with  
judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the  
lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the  
summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I  
am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after \_\_\_\_\_  
JANUARY 12, 2000 or within 90 days after that date if the request was sent outside the United  
States.

DATED: 1-24-00

  
Signature

As \_\_\_\_\_ of \_\_\_\_\_  
Tel. No. \_\_\_\_\_

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the  
summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the  
United States to waive service of a summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its  
failure to sign and return the waiver.

It is not good cause for failure to waive service that a party believes that the complaint is unfounded or that the action has been  
brought to an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who  
waived service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons) and  
may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form, serve on the plaintiff's attorney (or unrepresented  
plaintiff) a response to the complaint and must file a signed copy of the response with the court. If the answer or motion is not served within this  
time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the  
summons had been actually served when the request for waiver of service was received.

6 A